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Attorneys for Plaintiff

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

MARIA MAGDALENA OLARTE,  
individually and as personal representative of  
the Estate of LANCE MACLEAN, deceased,

Plaintiffs,

vs.

THEODORE M. NEALE, a California resident  
and citizen, SERGEY BRIN, a California  
citizen, BAYSHORE GLOBAL  
MANAGEMENT LLC, a California limited  
liability company, GOOGLE LLC, a California  
limited liability company, SEAFly LLC, a  
California limited liability company,  
SOUTHERN CROSS AVIATION INC., and  
DOES 1 to 50, inclusive,

Defendants.

Case No.: 3:24-cv-2021-AMO

**[STIPULATION AND PROPOSED]  
ORDER ON BRIEFING ON  
OPPOSITION AND REPLY FOR  
DEFENDANTS BAYSHORE GLOBAL  
MANAGEMENT LLC, SEAFly LLC,  
SERGEY BRIN AND THEODORE M.  
NEAL'S MOTION TO DISMISS**

**Hearing Date: August 22, 2024  
Time: 2:00 p.m.  
Place: Courtroom 10 – 19<sup>th</sup> Floor**

**STIPULATION**

MARIA MAGDALENA OLARTE, individually and as personal representative of the Estate of LANCE MACLEAN, deceased, (“Plaintiff”) and Defendants Bayshore Global Management LLC, SeaFly LLC, Sergey Brin and Theodore Neal (“Defendants”), together, the “Parties”) by and through their undersigned counsel of record, hereby stipulate as follows:

WHEREAS, Plaintiff filed this action in the Superior Court for the County of Santa Clara, and

WHEREAS, the Complaint was amended on February 13, 2024, and

WHEREAS, certain Defendants removed the action to this Court on April 3, 2024. Dkt. #1;

WHEREAS, Defendants filed their Motion to Dismiss on April 10, 2024. Dkt. #12. The hearing date for the Motion is scheduled for August 22, 2024;

WHEREAS, the Local Rules provide that the date for Plaintiff to file her Opposition is April 24, 2024, and the date for Defendants to file their Reply is May 1, 2024. Dkt. #12.

WHEREAS, Plaintiff has requested of Defendants and Defendants have agreed to extend their respective briefing deadlines by an additional two weeks for Plaintiff and an additional one week (from the new Opposition deadline) for Defendants;

WHEREAS, no Party will be prejudiced by this stipulated-to extension;

WHEREAS, Defendants are providing written consent for Plaintiff to this extension by way of this Stipulation;

NOW THEREFORE, the Parties hereby stipulate that the deadlines for the Opposition and Reply in regard to the Motion to Dismiss (Dkt #12) shall be:

- Opposition to Motion due date: May 8, 2024
- Reply due date: May 22, 2024

SO STIPULATED

Dated: April 24, 2024

ENGSTROM, LIPSCOMB & LACK

By 

WALTER J. LACK  
ELIZABETH L. CROOKE  
STEVEN J. LIPSCOMB  
Attorneys for Plaintiff

1 Dated: April 24, 2024

PODHURST ORSECK, P.A.

2  
3 By 

STEVEN C. MARKS  
KRISTINA M. INFANTE  
PABLO ROJAS  
Attorneys for Plaintiff

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5  
6 Dated: April 24, 2024

CONDON & FORSYTH LLP

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8  
9 By: /s/ Christopher R. Christensen

SCOTT D. CUNNINGHAM  
IVY L. NOWINSKI  
CHRISTOPHER P. CHRISTENSEN  
MARY DOW  
Attorneys for Defendants Bayshore Global  
Management LLC, SeaFly LLC, Sergey Brin and  
Theodore M. Neal

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15 **ORDER**

16 **IT IS SO ORDERED.**

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18 Dated: \_\_\_\_\_, 2024

19 \_\_\_\_\_  
Judge Araceli Martinez-Olguin  
Judge of the U.S. District